

HONORABLE BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

WAG ACQUISITION, LLC,

Plaintiff,

v.

FLYING CROCODILE, INC., d/b/a FCI, INC.,
et al.

Defendants.

Case No. 2:19-cv-01278-BJR

**STIPULATED MOTION AND ORDER
TO EXTEND DAMAGES DISCOVERY
DEADLINE**

The parties stipulate as follows:

1. On January 13, 2022, the Court issued an Order granting the parties' second request for an extension of the damages discovery period until April 8, 2022 (ECF No. 288).

2. Following that Order, the parties have been working in good faith to resolve any remaining discovery disputes regarding their respective documentary productions and also to schedule individual and Rule 30(b)(6) depositions before the scheduled end of the damages discovery period.

STIPULATED MOTION AND ORDER TO EXTEND DAMAGES
DISCOVERY DEADLINE– 1
(Case No. 2:19-cv-01278-BJR)

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1 3. Intervening events, however, have prevented the parties from completing
2 depositions. For example, one of Plaintiff's witnesses underwent a significant surgical procedure
3 in late December. Likewise, the damages discovery period largely overlapped with our nation's
4 spike in COVID-19 cases as a result of the omicron variant. This made it more difficult to
5 schedule in-person depositions, which all parties have agreed is their strong preference.
6 Furthermore, one or more of the party's attorneys tested positive for COVID-19 and needed
7 additional time to recover.

8 4. The parties have since been able to schedule the remaining depositions to take
9 place in-person during the second half of May and the first half of June.

10 5. To accommodate the parties' challenges in scheduling depositions and the impact
11 of COVID-19, the parties respectfully request an extension granting an additional seventy-five
12 (75) days to complete damages discovery, such that damages discovery will be completed by June
13 22, 2022.

14 6. Extending the damages discovery deadline will not prejudice either party and will
15 not impact any other deadline in this matter.

16 DATED: April 7, 2022.

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STIPULATED MOTION AND ORDER TO EXTEND DAMAGES
DISCOVERY DEADLINE– 2
(Case No. 2:19-cv-01278-BJR)

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STIPULATED MOTION AND ORDER TO EXTEND DAMAGES
DISCOVERY DEADLINE– 3
(Case No. 2:19-cv-01278-BJR)

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ORDER

IT IS SO ORDERED. The damages discovery deadline is extended to June 22, 2022.

DATED this 7th day of April, 2022.



Barbara Jacobs Rothstein
U.S. District Court Judge

Presented by:

CORR CRONIN, LLP

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STIPULATED MOTION AND ORDER TO EXTEND DAMAGES
DISCOVERY DEADLINE– 4
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STIPULATED MOTION AND ORDER TO EXTEND DAMAGES
DISCOVERY DEADLINE– 5
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